

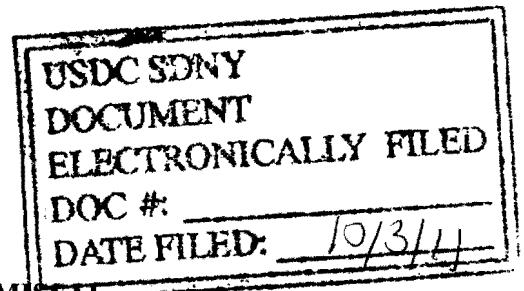
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
In Re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation

Master File No. 1:00-1898  
MDL 1358 (SAS)  
M21-88

----- X  
This document relates to the following case:  
----- X

*Quincy Community Services District v. Atlantic  
Richfield Co., et al.*, 04 Civ. 4970  
----- X



**STIPULATION AND ORDER OF DISMISSAL  
WITH PREJUDICE UNDER FED. R. CIV. P. 41**

The Plaintiff and the settling Defendant, Washoe Fuel, Inc. ("Settling Defendant"), have advised the Court that they have resolved the matters between them and agree to the entry of this Stipulated Order of Dismissal With Prejudice of the claims against Settling Defendant, as indicated by the signatures of the respective counsel below. This Court finds that this Stipulated Order of Dismissal With Prejudice should be entered, with the findings included below.

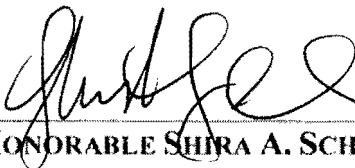
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. This Court has jurisdiction over the Parties to the Stipulation and over the subject matter of this action. The Parties to this Stipulation have advised the Court of their agreement to settle this matter pursuant to a Settlement Agreement and Release and this Stipulated Order of Dismissal With Prejudice.
2. The parties to this Stipulation consent to the dismissal of this action as to Settling Defendant only, including all claims and counterclaims, with prejudice.
3. Each party shall bear its own cost and attorneys' fees.


DATED: September 30<sup>th</sup>, 2011.


SO ORDERED:

Date: Oct. 3, 2011

  
HONORABLE SHIRA A. SCHEINDLIN  
UNITED STATES DISTRICT JUDGE

AGREED TO AND ACCEPTED BY:

  
Celeste A. Evangelisti, Esq.  
BARON & BUDD, P.C.  
Counsel for Plaintiff

  
Karl R. Morthole  
LAW OFFICES OF KARL R. MORTHOLE  
Counsel for Settling Defendant  
Washoe Fuel, Inc.